



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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TERRELL JENKINS,

Petitioner,

- against -

SUPERINTENDENT LYNN LILLEY,
Superintendent, Eastern NY
Correctional Facility

Respondent.
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23-CV-9613 (GHW) (RWL)

ORDER

ROBERT W. LEHRBURGER, United States Magistrate Judge.

Petitioner commenced this case for habeas corpus relief on August 2, 2023 in the Northern District of New York. (Dkt. 1.) Petitioner simultaneously filed a motion to stay this action pending his exhaustion of state court remedies. (Dkt. 3.) The case was administratively closed on August 3, 2023 due to an incomplete application to proceed in forma pauperis. (Dkt. 4.) Petitioner filed a complete application and fee by August 24, 2023, at which point the court re-opened the case. (Dkt. 7.) On October 18, 2023, the court ordered that the case be transferred to the Southern District of New York. (Dkt. 8.) On November 6, 2023, the Court issued an order to answer; the Respondent's answer is due January 5, 2023. (Dkt. 11.) The case has been referred to me. (Dkt. 12).

On December 5, 2023, the Clerk of Court docketed a letter from Petitioner dated November 21, 2023. (Dkt. 17.) The letter asks for an extension of time to December 8, 2023 or the following week to "perfect a decision from the original due date on the 24th of November 2023." The letter does not identify the decision and indicates that Petitioner

is not aware of Respondent's position on his request. Accordingly, by December 14, 2023, Respondent shall file a letter responding to Petitioner's letter.

SO ORDERED.

A handwritten signature in black ink, appearing to read 'R. Lehrburger', written over a horizontal line.

ROBERT W. LEHRBURGER
UNITED STATES MAGISTRATE JUDGE

Dated: December 8, 2023
New York, New York

Copies transmitted this date to all counsel of record. The Court respectfully requests the Clerk of Court to mail a copy of this Order to the pro se Plaintiff:

Terrell Jenkins
14-A-2803
Eastern NY Correctional Facility
Box 338
Napanoch, NY 12458